



SC Department of Consumer Affairs Fines and Fees Report

Fiscal Year 2022-23

Proviso 117.70*



Subfund Number	Subfund Title	Program/Activity	Authority (Code Section, Regulation, Proviso)	FY 2022-23 Receipts	Purpose of Expenditures	Revenue Source
28370000	General Fund	Freedom of Information Requests	S.C.Code Ann. § 30-4-30(b)	\$175	Remitted to General Fund	Freedom of Information Act fees.
30350000	Operating Revenue	Credit Card Filing Fees	S.C.Code Ann. § 37-3-305; Proviso 80.3	\$568	DCA Operations	Fees for credit cards issuers.
30350000	Operating Revenue	Mortgage Broker Fees	S.C.Code Ann. § 40-58-30(B); 40-58-50(E); 40-58-110	\$656,675	DCA Operations	Revenue generated from licensing of mortgage loan brokers and originators.
30350000	Operating Revenue	Continuing Care Retirement Communities	S.C.Code Ann. § 37-11-137	\$73,125	DCA Operations	Revenue generated from licensing of continuing care retirement communities.
30350000	Operating Revenue	Preneed Burial Contract	S.C.Code Ann. § 32-7-50(B),(C),(D)	\$159,234	DCA Operations	Revenue generated from fees and licensing of funeral homes offering preneed contracts to consumers.
30350000	Operating Revenue	Credit Counseling Organizations	S.C.Code Ann. § 37-7-104(B),(C)(2); 37-7-115(E); 37-7-122	\$45,841	DCA Operations	Revenue generated from licensing of credit counseling organizations and credit counselors.
30350000	Operating Revenue	Prepaid Legal Services Fees	S.C.Code Ann. § 37-16-30; 37-16-40	\$71,785	DCA Operations	Revenue generated from licensing of prepaid legal companies and representatives.
30350000	Operating Revenue	Professional Employer Organizations	S.C.Code Ann. § 40-68-170	\$276,546	DCA Operations	Revenue generated from licensing or assessment of professional employer organizations.
30350000	Operating Revenue	Motor Vehicle Disclosure Fees	S.C.Code Ann. § 37-2-307; Proviso 80.3	\$19,687	DCA Operations	Revenue generated from motor vehicle dealers that charge closing fees.
30350000	Operating Revenue	Athlete Agents	S.C.Code Ann. § 59-102-30(D)	\$71,302	DCA Operations	Revenue generated from licensing of athlete agents.
30350000	Operating Revenue	Maximum Rate Fees	S.C.Code Ann. § 37-2-305; 37-3-205	\$155,070	DCA Operations	Revenue generated from credit grantors offering interest rates above 18% APR.
30350000	Operating Revenue	Credit Grantor Notification Fees	S.C.Code Ann. § 37-6-203; Proviso 80.3	\$536,868	DCA Operations	Revenue generated from credit grantors extending credit (annual gross volume exceeds \$150,000).
30350000	Operating Revenue	Discount Medical Plan Organization Fees	S.C.Code Ann. § 37-17-40(B)	\$16,928	DCA Operations	Revenue generated from the licensing of companies offering discount medical plans.
30350000	Operating Revenue	Pawnbroker Fees	S.C.Code Ann. § 40-39-120; Proviso 80.4	\$46,037	DCA Operations	Revenue generated from the licensing of pawnbrokers.
30350000	Operating Revenue	Motor Club Fees	S.C.Code Ann. § 39-61-70; 39-61-80; 39-61-120; Proviso 80.4	\$88,350	DCA Operations	Revenue generated from the licensing of motor clubs and representatives.
30350000	Operating Revenue	Physical Fitness Fees	S.C.Code Ann. § 44-79-80(5); Proviso 80.4	\$28,860	DCA Operations	Revenue generated from the licensing of physical fitness centers.
30350000	Operating Revenue	Sale of Surplus Materials & Supplies	S.C. Code Ann. § 11-35-3810; S.C. Code Regs. § 19-455.2150	\$0	DCA Operations	One time revenue from sale of surplus property.



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31480000	Consumer Awareness	Restricted or Unrestricted Donations and Miscellaneous Revenue	S.C.Code Ann. § 37-6-104(C); 37-6-117(E),(F)	\$3,000	Educational programs and materials promoting, sponsored or provided by donors and/or the department.	These funds represent contributions, donations and miscellaneous revenue from the public and private sectors, including the Consumer Product Safety Commission. Some which are donated may be for specific purposes related to the Department consumer awareness programs.
38100000	Violations Account	Violations of the South Carolina Consumer Protection Code (SCCPC) and Other Regulatory Statutes	S.C.Code Ann. § 37-6-108(E); 37-6-113; Proviso 80.1	\$148,251	Special investigations, travel, administrative cost of prosecuting violators of the SCCPC, supplemental operating costs.	These funds represent collections of miscellaneous fines and penalties from persons or businesses for violations of the SCCPC and other regulatory statutes. They are collected sporadically and are therefore difficult to budget for or estimate the amount of revenue that will be collected.
47450000	Preneed Funeral Loss Reimbursement Fund	Preneed Funeral Loss Reimbursement Fund	S.C.Code Ann. § 32-7-60 (A),(B),(C),(D)	\$40,559	These funds are to reimburse the estates of beneficiaries of preneed funeral contracts or applicant with payment jointly to the funeral home providing services, merchandise or both, who have suffered financial loss as a result of the misfeasance, fraud, default, failure, or insolvency of a SC funeral home or funeral director.	Revenue generated from fees and licensing of funeral homes offering preneed contracts to consumers.

* To promote accountability and transparency, Proviso 117.70 requires state agencies to provide and release to the public, via the agency's website, a report of all aggregate amounts of fines and fees that were charged and collected by that state agency in the prior fiscal year.